IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR.

WRIT PETITION NO. 610 OF 2003.

PETITIONERS : 1. Arvind Kumar Bharti, S/o Shri S.D. Ram, Aged about 32 years.

2. Satish Kumar Bharti, S/o Shri S.D. Ram, Aged about 30 years.

The above named petitioners are R/o Behind Priya Masala Chakki, Joda Pipal, Ambikapur, District Surguja, (C.G.).

P.R. No. 354/03
Presented by Shri Mahesh Pandey
dated 30/01/03

V E R S U S

RESPONDENTS : 1. State of Chhattisgarh, Through : The Secretary, Forest Department, D.K.S. Bhawan, Raipur, (C.G.).

2. The Conservator of Forest, Circle Ambikapur, District Surguja, (C.G.).

3. The Divisional Forest Officer, Korea, District Korea, (C.G.).

CERTIFIED COPY.
30-1-03
CLERK TO A.G. BILASPUR

contd..2

5'

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUE OF AN APPROPRIATE WRIT IN THE NATURE OF MANDAMUS/CERTIORARI ETC. OR DIRECTION/ORDER IN THE LIKE NATURE ETC.

115

HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

Single Bench: Hon'ble Shri Satish K. Agnihotri, J.

W. P. No. 610 of 2003

Petitioner : Arvind Kumar Bharti & another

Versus

Respondents : State of Chhattisgarh & others

Shri Rajesh Pandey, Advocate for the petitioners.

Smt. Anju Ahuja, Depujty Government Advocate for the respondents.

ORAL ORDER

(27th July, 2006)

1. Learned counsel appearing for the petitioners submits that the petitioner No.1 was appointed in the month of February, 1986 on daily wages and petitioner No.2 was appointed in the month of July, 1987 on daily wages. The services of the petitioners were terminated by oral order of the respondent No.3, pursuant to the decision taken by the State Government that all daily-wagers, who were appointed after 31.12.1988, their services would not to be regularized.

2. Being aggrieved, the petitioners had preferred Original Application No. 5113/2000 before the State Administrative Tribunal, Jabalpur. That petition was permitted to be withdrawn vide order dated 21.3.2002, as the Government of Chhattisgarh had taken a decision to reinstate the employees, who were appointed on daily wages, after due scrutiny. Learned counsel for the petitioners submits that the case of the petitioners have not been considered by the respondents in the

Scrutiny Committee for reinstatement and regularization, hence the petitioners have filed this petition.

3. During the course of argument, it is brought to the notice of this Court that the State Government has decided to consider the cases of daily-wagers, appointed prior to 31.12.1988. To substantiate this submission, a copy of the order No. 2732, Raipur dated 1.6.2006, issued by the Chief Conservator of Forest (Administration/Non-Gazetted), Chhattisgarh, Raipur is brought to the notice of this Court. Copy of the order is taken on record.

4. Having heard learned counsel for the parties and having regard to the aforestated order dated 1.6.2006, the respondents are directed to consider the case of the petitioners in accordance with law.

5. With the above direction, this petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

[redacted]akur